



FEB 01 2011

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

SDMS Document



122558

**PROMPT REPLY NECESSARY**

**CERTIFIED MAIL: RETURN RECEIPT REQUESTED**

Mr. William Almasi Jr., President  
John Almasi Trucking Co.  
70 Metuchen Ave.  
Woodbridge, NJ 07095-1924

RECEIVED  
FEB 04 2011

BY: .....

Re: Raritan Bay Slag Superfund Site, Monmouth County, New Jersey -  
Request for Information Pursuant to Comprehensive Environmental Response,  
Compensation, and Liability Act, 42 U.S.C. § 9601, et seq.

Dear Mr. Almasi:

This letter seeks the cooperation of the John Almasi Trucking Co. ("Almasi Trucking") in providing information and documents relating to the contamination of the Raritan Bay Slag Superfund Site (the "Site") located in Old Bridge and Sayreville, New Jersey.

The U.S. Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances, pollutants and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. §9601, et seq. (also known as the "Superfund" law). For your information, a copy of the Superfund law may be found at [www.epa.gov/superfund/action/law/index.htm](http://www.epa.gov/superfund/action/law/index.htm).

EPA has documented the release and threatened release of hazardous substances into the environment at the Site. EPA is conducting a cleanup action addressing the release and threat of release of hazardous substances, pollutants, or contaminants at the Site. This cleanup is being conducted pursuant to our authorities under the federal Superfund law.

Under Section 104(e)(2) of CERCLA, 42 U.S.C. Section 9604(e)(2), EPA has broad information gathering authority. This authority allows EPA to require persons to provide information and/or documents relating to the materials which have been or are generated, treated, stored, or disposed of at or transported to a facility, and the nature or extent of a release of a hazardous substance, or pollutant, or contaminant at or from a facility. EPA may also gather information about the ability of a person to pay for or perform a cleanup.

While EPA seeks Almasi Trucking's cooperation in this investigation, compliance with the Request for Information is required by law. When Almasi Trucking has prepared its response to the Request for Information, please have the appropriate party sign and have notarized the

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

REQUEST FOR INFORMATION

1. Answer the following questions regarding your Company. In identifying a company that no longer exists, provide all the information requested. If your Company did business under more than one name, list each name.

a. State the full legal name, principal place of business and mailing address of your Company;

John Almasi Trucking Co. Inc.

b. State the name and address of the president or the chairman of the board, or other presiding officers of your Company;

William E. Almasi Jr

c. Identify the state and year of incorporation of your Company and your Company's agent for service of process in the state of incorporation and in New Jersey;

1929

d. If your Company is a subsidiary or affiliate of another Company, or has subsidiaries, or is a successor to another Company, identify these related companies. For each related Company, describe the relationship to your Company and indicate the date and manner in which each relationship was established.

Almasi Contractors LLC  
Jaybill Equipment  
Almasi Clay Co. Inc

2. Is your Company now, or has it ever been, a registered/licensed Solid Waste Collector/Hauler in New Jersey?

Don't know

3. If your answer to the question above is Yes, when did your Company first start collecting or hauling solid waste in New Jersey? Please provide copies of all Applications for Certification to Collect or Haul Solid Waste and Collector/Hauler Annual Registration Reports for the years 1965 to 1975.

4. Describe in detail the nature of any current or past relationship between your Company and its predecessors, successors or employees and NL Industries, and/or its predecessor(s), successor(s) and/or any affiliated entity.

Don't know of any

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

5. Describe any arrangements or agreements that **NL Industries** had with your Company regarding the removal of any materials that were generated at any and all NL Industry facilities within New Jersey between 1965 thru year ending 1975. Provide any documents related thereto, including;

- a. all contracts and agreements or other communications with any parties.
- b. hazardous waste manifests concerning all hazardous waste given to your Company/entity;
- c. bills of lading issued by or to your Company/entity; and
- d. bills or invoices issued to by or to your Company.

Don't have any.

6. Describe all instances where your Company removed, purchased or accepted substances or materials which could be considered waste, by-products, recyclable, off-specification or "off-spec" from an NL Industries facility. "Off-spec" is intended to mean a substance that in its current form is not useful for its intended purpose. Off-spec materials are often experimental products and/or substances which did not live up to expectations; or product and/or substances which did not meet the level of quality required for its intended purpose, i.e. a contaminated batch of solvents. Your response is to include the following:

- a. a description of the substances or materials removed by your Company;

Don't know of Any

- b. the types and quantity of the substances or materials removed by your Company;

Don't know of Any

- c. the name of the person or company who transported the substances or materials removed by your Company;

N/A

- d. the date(s) such substances or materials were removed by your Company;

N/A

- e. how your Company disposed of the materials obtained from NL Industries

N/A

7. Did your Company (including past and present employees) transport to or arrange for the transportation of any material disposed of at the Site, arrange for disposal of any material at the Site, or generate any material that was disposed of at the Site? The Site shall be as described in

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

item number 13 of the enclosed instruction sheet.

Don't know

8. If the answer to question number 7 above, is "YES", identify:

- a. the generator or customer who was the source of each such shipment of material (provide the generator's name, address and telephone number);
- b. the year(s) during which such shipments occurred; and
- c. the nature (including, e.g., chemical composition, toxicity) and amount of such materials
- d. the state (i.e., liquid, solid, or gaseous) of the substances sent to the Site, and the manner in which the substances were stored or disposed (i.e., drummed or uncontained, placed in lagoons, landfilled, placed in piles, etc.);
- e. a description of what the Site Operator would do with the substances once received;
- f. Describe your Company's procedures for paying for the disposal/placement of materials at the Site, including but not limited to:
  - i. method of payment (e.g. cash, check, money order);
  - ii. the frequency of which those payments were made;
  - iii. to whom those payments were made;
  - iv. the total amount of those payments and the rates paid;
  - v. where those payments were made (e.g. at the Site, sent in mail, etc.); and
  - vi. providing the identity of the your Company's employee/agent in charge of accounting for and making such payments.

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

- g. Provide copies of any documents or records pertinent to or relied upon in answering any part of question number 8 above.

9. Identify by name, address, title and telephone number every past and present employee whom you have reason to believe:

- a. has knowledge of hauling and/or disposal of any material to/at the Site; and,

*Don't know of any*

- b. has ever arranged for hauling and/or disposal of any material to/at the Site.

*Don't know of any*

10. Do you have any reason to believe that any of the following may have been transported from any customer who was serviced by your Company, including any predecessor(s), subsidiary or division of your Company, and later disposed of at the Site. (Please provide a separate Yes or No answer to each of a through f, below):

- a. any hazardous substance; *No*
- b. any slag (see definition number 12 ); *No*
- c. any solid waste of any type, including battery plates and battery casings; *No*
- d. any industrial waste; *No*
- e. lead in any form (alone or in combination with any other metal(s); and *No*
- f. any combination of the above. *No*

11. Do you have any reason to believe that any industrial waste or by-product, including slag, may have been transported from any customer serviced by your Company and later disposed of at any of the following locations:

- a. at the Site; *No*
- b. anywhere in or along the shoreline of Raritan Bay? *No*

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

12. For each Yes answer to any of items in Question 10 above, please provide the specific basis for your answer, including:

- a. the industrial waste or by-product that you believe may have been transported by your Company to the locations described in Question 10. Include the common name or descriptive term of such waste or by-product (e.g., "spent battery cases," "furnace mattes," "lead bottoms," "slag," "off-specification product");
- b. chemical characterization or composition, quantities (by volume and/or weight), number of drums or containers, tons of slag, etc;
- c. Identify the facility from which the material was removed;
- d. the hazardous substances in such materials;
- e. the Company personnel and/or drivers involved and/or having any knowledge of any such disposal;
- f. the dates of such disposals; and
- g. all records relating to such disposals, including, but not limited to;
  - a. bills of lading
  - b. manifests
  - c. purchase orders
  - d. receipts or tickets issued by the Site;
  - e. receipts issued by or to your company's/entity's drivers or agents;
  - f. bills or invoices issued by or to your company
  - g. checks or other negotiable instruments issued by or to your company
  - h. contracts executed between your company/entity and customer/generator(s)
  - i. all correspondence;

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

13. Provide copies of all tests, analyses, and analytical results concerning every type of industrial waste your Company ever transported to the Site. **N/A**

- a. If you do not have documents responsive to the previous question but believe others do, identify who might have such documents and the basis for such a belief.

14. Do you have any reason to believe that any of the following may have entered the Site at any time (Please provide a separate Yes or No answer to each of a through d, below):

- a. a motor vehicle owned by your Company? **Don't know**
- b. a motor vehicle which contained any industrial or municipal waste which was collected by your Company? **Don't know**
- c. any employee or manager of your Company? **Don't know**
- d. any motor vehicle that was owned and/or operated by your Company which contained any "slag" (as defined herein) which was generated by a facility that was serviced by your Company. **Don't know**

15. Do you have any reason to believe that your Company ever arranged with any entity for the disposal of or for treatment and/or for transportation of any slag, spent battery cases, battery plates from lead/acid batteries, that may have later been disposed of at the Site? If Yes, please: **No**

- a. Provide the name of each entity with whom your Company had such arrangements and dates during which the arrangements were in effect;
- b. Describe how each arrangement provided for the treatment, storage, or disposal of hazardous substances, hazardous wastes or industrial wastes;
- c. Identify the hazardous substances, hazardous wastes or industrial wastes that were



EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

sent to the Site;

d. Provide copies of all documents relating in any way to each arrangement for transportation, sale, treatment, storage, or disposal of hazardous substances, hazardous wastes or industrial wastes at the Site.

16. Identify all other individuals and entities that your Company has reason to believe may have transported industrial waste to or disposed of any industrial waste at the Site.

Don't know of any.

17. Of those individuals and entities identified in the response to the preceding question, specify which individuals or entities your Company observed at the Site, and indicate when those observations were made.

N/A

18. Provide all information known by your Company regarding the customers of the entities or individuals identified in the preceding two questions.

N/A

19. If your Company did not bring all materials directly from customers to the Site provide:

- a. all the locations through which such materials were transshipped or were stored or held, prior to their final treatment or disposal.
- b. a description of the nature of operations at such other locations;
- c. the identity of the individuals and entities who operated such other locations;
- d. a description of the kinds of materials taken to those locations;
- e. a description of the quantities of materials taken to those locations;
- f. a description of the process(es) the materials underwent at each such location (e.g. storage, consolidation, treatment, etc.); and
- g. a description of how long wastes remained at each such location before being taken to the Site.

N/A

20. State whether your Company or its predecessors or successors ever had a business relationship with **Liberty Trucking Company** or **Liberty Excavating Company**. If the answer to the preceding sentence is Yes, describe in detail the nature of any current or past business

7 Don't know



EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

relationship between **Liberty Trucking Company**, **Liberty Excavating Company** and/or their predecessor(s), successors and/or any affiliated entity(ies) and your Company and its predecessors and successors, and provide all records and documents related thereto. The term "all records," for the purposes of this question, includes all business records, all letters and all correspondence between the Company and these two Liberty Trucking entities.

- a. Provide copies of all documents created or kept by your Company related to the nature, quantity or source of materials taken to the Site.
- b. Identify all your Company's employees who may have taken or accompanied materials to the Site.
- c. Describe each such employee's responsibilities including but not limited to:
  - a. dates of employment;
  - b. nature of the position to which each employee was assigned;
  - c. the customers each employee served;
  - d. the locations to which each employee took or accompanied materials;  
and
  - e. the routes which each employee followed.

21. Identify each individual who assisted or was consulted in the preparation of the response to this Request for Information and specify the question with which each such person assisted in responding.

self

22. Identify any other person (e.g., individual, company, partnership, etc.) having knowledge of facts relating to the questions which are the subject of this inquiry. For each such person that you identify, provide the name, address, and telephone number of that person, and the basis of your belief that he or she has such knowledge. For past and present employees, include their job title and a description of their responsibilities.

N/A

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

23. State the names, telephone numbers and present or last known addresses of all individuals who you have reason to believe may have knowledge, information or documents regarding any transportation of materials to the Site, the disposal of materials at the Site, or the identities of the companies whose material was disposed of at the Site. For each individual identified, summarize the types of knowledge, information or documents you believe he or she may have.

N/A

24. Please provide copies of all records in your possession or control which relate in any manner to each and every Yes answer provided in response to any of the questions noted in Items 1. through 23, above.

EPA REQUEST FOR INFORMATION TO JOHN ALMASI TRUCKING CO.  
IN THE MATTER OF THE RARITAN BAY SLAG SUPERFUND SITE

**CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION**

State of New Jersey

County of Middlesex


I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

William E. Almasi Jr  
NAME (print or type)

President  
TITLE (print or type)

  
SIGNATURE

Sworn to before me this  
day of 1 April 2011

  
Notary Public

ANNE MARIE B. ALMASI  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires 11/23/2015